

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

IN RE:

VANESSA OLIVAS

Debtor

* Chapter 13
*
*
* Bankruptcy No. 20-30671-HCM
*
*
*

**MOTION FOR COMPENSATION
ON A CASE PENDING DISMISSAL**

This pleading requests relief that may be adverse to your interests.

If no timely response is filed within 21 days from the date of service, the relief requested herein may be granted without a hearing being held.

A timely filed response is necessary for a hearing to be held.

TO THE HONORABLE H. CHRISTOPHER MOTT, U.S. BANKRUPTCY JUDGE:

COMES NOW, Edgar Borrego/Miguel Flores, Movant and attorneys for Debtor, and files this Motion for Attorney Compensation on a Case Pending Possible Dismissal, as grounds thereof, would respectfully show the Court as follow:

I.

Debtor filed a petition under Chapter 13 on June 6,2020. The case has not been confirmed.

II.

Debtor's plan payments are \$570.00 for 60 months. The plan base is \$34,200.00. Thus far, \$0.00 was paid towards attorney's fees prior to the case filing. The balance due for attorney's fees is \$3,600.00. There has been no request for additional attorney's fees. Since the filing of the case, there have been 20 docket entries before filing this motion.

III.

Services performed by the Movant include:

1. Several consultations with the Debtor both with his attorney and the Legal Assistant.
2. Preparation of petition, schedules, and statements.
3. Appearance and representation of Attorney at Debtors' 341 Meeting of Creditors.
4. Several Confirmation Hearing Resets handled by Attorney, Edgar J. Borrego.
5. Several discussions with Chapter 13 Trustee regarding confirmation of Debtor's case and continued delinquency.
6. Thus far, only the Trustee has filed an Objection to Confirmation.
7. Thus far, Movant has spent approximately 5 hours in attorney time and 4 hours in legal assistant time. The hourly wage for Attorney, Edgar J. Borrego/ Miguel A. Flores is \$250.00 per hour and the Legal Assistant, \$100.00 per hour.

IV.

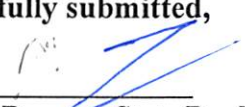
There exists a possible likelihood that the case will be dismissed for failure to provide the 2017 and 2018 Taxes as well as failing to make the first plan payment in the amount of \$570.00. Movant's services will go unpaid unless funds in the Trustee's possession are used for such expense. Thus far, \$2,893.88 has been paid to the trustee. Prior to the filing Debtor paid \$0.00 in attorney's fees, leaving an unpaid balance of \$3,600.00. Movant requests up to \$1,650.00 if, as or when the case gets dismissed for attorney's fees.

V.

Attached to this Motion is Exhibit A showing the form of proposed order.

WHEREFORE, PREMISES CONSIDERED, Movant/Attorneys pray that foregoing Motion be granted and all other relief deserved under the circumstances.


Respectfully submitted,



Edgar J. Borrego State Bar No. 00787107
Miguel Flores State Bar No. 24036574
Attorney for Debtor
2610 Montana
El Paso, TX. 79903
Tel: 915-566-4300
Fax: 915-566-1122
efile@tanzyborrego.com

CERTIFICATE OF SERVICE

I hereby certify that on 14 day of Jan, 2021 a true and correct copy of the above and foregoing was served upon the following parties via electronic means as listed on the court's ECF noticing system or by regular first class mail to all on the attached matrix.



EDGAR J. BORREGO
MIGUEL A. FLORES
Attorney for Debtor

Tb#40063/AG

Label Matrix for local noticing
0542-3
Case 20-30671-hcm
Western District of Texas
El Paso
Thu Jan 14 11:56:32 CST 2021

Attorney General
10th & Constitution N.W.
Main Justice Bldg. #5111
Washington, DC 20530-0001

Dr. Carol N Abalihi MD
3030 Joe Battle Blvd. Ste. B
El Paso, TX 79938-2668

Internal Revenue Service
P.O. Box 7346
Philadelphia, PA 19101-7346

(p)PROCOLLECT INC
12170 ABRAMS RD SUITE 100
DALLAS TX 75243-4579

U.S. Attorney/FHA/HUD/IRS/VA
601 N.W. Loop 410
Suite 600
San Antonio, TX 78216-5512

Stuart C. Cox
El Paso Chapter 13 Trustee
1760 N. Lee Trevino Dr.
El Paso, TX 79936-4565

U.S. BANKRUPTCY COURT
511 E. San Antonio Ave., Rm. 444
EL PASO, TX 79901-2417

Conn Appliances, Inc.
c/o Becket and Lee LLP
PO Box 3002
Malvern PA 19355-0702

GECU
P.O. Box 20998
El Paso, TX 79998-0998

Internal Revenue Service
Special Procedures Staff- Insolvency
P.O. Box 7346
Philadelphia, PA 19101-7346

Procollect Inc
c/o Vista Village Apartments
10535 Montwood Dr # 45
El Paso, TX 79935-2728

United States Trustee - EP12
U.S. Trustee's Office
615 E. Houston, Suite 533
P.O. Box 1539
San Antonio, TX 78295-1539

Vanessa Olivas
1000 Kingswreath
El Paso, TX 79907-2910

Arts of intstitute Dallas
8080 Park Ln N Suite 100
Dallas, TX 75231-5900

Connns
P.O. Box 965061
Orlando, FL 32896-5061

Hospital of Providence - Sierra
1625 Medical Center Drive
El Paso, TX 79902-5005

Pendrick Capital Partners, LLC
Peritus Portfolio Services II, LLC
PO BOX 141419
IRVING, TX 75014-1419

TEXAS GAS SERVICE
P.O.BOX 401
OKLAHOMA CITY, OK 73101-0401

Edgar J. Borrego
Tanzzy & Borrego Law Offices
2610 Montana Ave.
El Paso, TX 79903-3712

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Procollect Inc
12170 Abrams Road
Dallas, TX 75243

End of Label Matrix
Mailable recipients 19
Bypassed recipients 0
Total 19